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6

7 Attorney for ROBERT D. TURNER

8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 ROBERT D. TURNER,

14 Defendant.  
15

Case No. 2:16-cr-349-RFB-1

**STIPULATION TO EXTEND  
REPLY DATE**  
(First Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and between Steven W. Myhre,  
17 Acting United States Attorney, and Jared Grimmer, Assistant United States Attorney, counsel  
18 for the United States of America, and Rene L. Valladares, Federal Public Defender, and  
19 Rebecca A. Levy, Assistant Federal Public Defender, counsel for Robert D. Turner, that the  
20 Reply to Response to Motion to Suppress (ECF #36) currently due April 14, 2017 be extended  
21 by seven (7) days to and including April 21, 2017.

22 The Stipulation is entered into for the following reasons:

- 23 1. The defendant is in custody but does not oppose the continuance.  
24 2. The parties agree to the continuance.  
25 3. The additional time requested herein is not sought for purposes of delay.  
26

1           4.       Counsel for the defendant needs additional time to reply, taking into account the  
2 exercise of due diligence.

3           5.       Additionally, denial of this request for continuance could result in a miscarriage  
4 of justice.

5           This is the First stipulation to extend the reply date filed herein.

6           DATED this 11<sup>th</sup> day of April, 2017.

7  
8           RENE L. VALLADARES  
9           Federal Public Defender

            STEVEN W. MYHRE  
            Acting United States Attorney

10          /s/ *Rebecca A. Levy*

            /s/ *Jared Grimmer*

11          By \_\_\_\_\_

            By \_\_\_\_\_

12          REBECCA A. LEVY  
13          Assistant Federal Public Defender  
14          Counsel for ROBERT D. TURNER

            JARED GRIMMER  
            Assistant United States Attorney

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,

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5 v.

6 ROBERT D. TURNER,

7 DEFENDANT.

Case No. 2:16-cr-349-RFB-1

FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER

8 **FINDINGS OF FACT**

9 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
10 Court finds that:

- 11 1. The defendant is in custody but does not oppose the continuance.
- 12 2. The parties agree to the continuance.
- 13 3. The additional time requested herein is not sought for purposes of delay.
- 14 4. Counsel for the defendant needs additional time to reply, taking into account the  
15 exercise of due diligence.
- 16 5. Additionally, denial of this request for continuance could result in a miscarriage  
17 of justice.

18 **CONCLUSIONS OF LAW**

19 The ends of justice, and judicial economy being best served by granting said extension:

20 **ORDER**

21 IT IS THEREFORE ORDERED that the Reply to Response to Motion to Suppress (ECF  
22 #36) currently due April 14, 2017 be extended by seven (7) days to and including April 21,  
23 2017.

24 DATED this 12th day of April 2017.

25 

26 UNITED STATES DISTRICT JUDGE